

HOWARD RICE FEES

EXPEDITED DISCOVERY AND ABBREVIATED ESTIMATION TRIAL
RELATED TO OBJECTIONS TO PLAN FEASIBILITY ASSERTED BY
CITY OF PALO ALTO, NORTHERN CALIFORNIA POWER AGENCY

HOURS/FEES BY ATTORNEY							
	Hourly Rate	Prior Fee Application		Current Fee Application		CUMULATIVE	
		Period: 8/02 thru 11/02		Period: 12/02 thru 3/03		TO DATE	
		Hours	Fees	Hours	Fees	Hours	Fees
DIRECTOR ATTORNEYS							
Schon	\$450	511.1	229,995	368.2	165,690	879.3	395,685
Foy	\$380	337.8	128,364	463.0	175,940	800.8	304,304
Asimow	\$350	106.6	37,310	381.4	133,490	488.0	170,800
Baker	\$495	17.4	8,613	244.0	120,780	261.4	129,393
Lopes	\$560	16	8,960	49.0	27,440	65.0	36,400
Sherr	\$350	16.5	5,775	0.2	70	16.7	5,845
Other Directors		8.5	2,891	1.4	529	9.9	3,420
Total Hours/Fees - Directors		1013.9	\$421,908	1,507.2	\$623,939	2,521.1	\$1,045,847
ASSOCIATES							
King	\$300	353.1	105,334	404.5	121,350	757.6	226,684
Quinn	\$310	173	53,477	189.7	58,807	362.7	112,284
Bliss	\$265	168.9	44,106	161.7	42,851	330.6	86,957
Challas	\$290	0	0	327.6	95,004	327.6	95,004
Hayter	\$325	0	0	267.5	86,938	267.5	86,938
Van Zandt	\$195	79.4	14,909	151.9	29,621	231.3	44,529
Bartholomew	\$250	93.1	21,000	115.4	28,850	208.5	49,850
Do	\$250	65.7	16,425	123.5	30,875	189.2	47,300
Whitman	\$225	78.6	17,685	92.5	20,813	171.1	38,498
Nguyen	\$195	75.7	14,762	46.7	9,107	122.4	23,868
Naik	\$195	0	0	85.5	16,673	85.5	16,673
Kreneck	\$310	47.4	14,694	4.9	1,519	52.3	16,213
Other Associates		228.5	58219.5	132.6	27931	361.1	86150.5
Total Hours/Fees - Associates		1363.4	\$360,611	2,104.0	\$570,336	3,467.4	\$930,947
LEGAL ASSISTANTS/OTHERS							
Campbell	\$150	155.2	23,280	348.4	52,260	503.6	75,540
Ata	\$160	45.4	7,264	370.9	59,344	416.3	66,608
Osman	\$155	106	16,430	107.4	16,647	213.4	33,077
Ferrer	\$175	11.2	1,960	162.3	28,403	173.5	30,363
BanPicherill	\$110	2	220	163.5	17,985	165.5	18,205
Ademankinawa	\$150	20.3	3,045	136.2	20,430	156.5	23,475
Hunt	\$110	1.1	121	112.1	12,331	113.2	12,452
Gresham	\$180		0	89.3	16,074	89.3	16,074
Wehbe	\$190	24.9	4,731	38.9	7,391	63.8	12,122
Others		216.4	18,594	278.7	26,642	495.1	45,236
Total Hours/Fees - Others		582.5	\$75,645	1,807.7	\$257,507	2,390.2	\$333,152
Total Howard Rice Hours/Fees		2,959.8	\$858,164	5,418.9	\$1,451,781	8,378.7	\$2,309,945

QUICK SUMMARY OF MATTER

The Northern California Power Agency and its members - including the City of Palo Alto- objected to PG&E's plan asserting that it is not feasible because it fails to provide for damages stemming from contingent, unliquidated anti-trust and unfair competition claims based on PG&E's alleged breach of the "Stanislas Commitments". The objectors asserted they are entitled to over \$1 billion in antitrust damages, before trebling. The objectors' claims also would affect the CPUC plan. In November, 2002, PG&E, NCPA, City of Palo Alto and the CPUC entered into a stipulation whereby they agreed to expedited discovery and an abbreviated trial to determine what amount of damages, if any, PG&E (& the CPUC) should project in their plan(s) for feasibility purposes only. The estimation stipulation provided for a 3-day trial with a maximum of 5 percipient witnesses and three expert witnesses per party.

The trial took place on January 27, 28 & 29, 2003. Proposed findings of fact & conclusions of law were submitted on March 26, 2003. On May 15, 2003, Judge Montali's memorandum decision and order were entered. The court found that the claims have no value for purposes of feasibility under 11 U.S.C. §1129(a) (11).

HOURS/FEES BY MONTH		
	Hours	Fees
August, 2002	105.3	38,412
September	429.9	152,495
October	932.8	267,195
November	1491.8	400,063
December	2105.4	522,234
January, 2003	2767.9	756,520
February	351.9	114,305
March	193.7	58,723
	8378.7	\$2,309,945

HOURS/FEES FOR DAYS OF TRIAL		
January 27, 2003	182.8	51,543
January 28, 2003	203.3	53,185
January 29, 2003	104.7	33,540
	490.8	\$138,267